

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

ASSIGNED

Date of filing in State Engineer's Office NOV 19 1987

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed NOV 19 1987

The applicant Smoky Valley Mining Division, Copper Range Company

Post Office Box 480 of Round Mountain  
Street and No. or P.O. Box No. City or Town

Nevada (89045) hereby make s. application for permission to change the  
State and Zip Code No.

Point of Diversion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under 46270  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 4.5 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining, Milling and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Mining, Milling and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the NE 1/4 NW 1/4 Section 21, T10N, R43E, MDM, or at a point from which the East one-quarter corner of said Section 21  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.  
bears, S 59° 01' 14" E a distance of 3063.84 feet.

6. The existing permitted point of diversion is located within NW 1/4 SE 1/4 Section 23, T10N, R43E, MDM  
If point of diversion is not changed, do not answer.  
or at a point from which the Southeast corner of said Section 23 bears,  
S 45° 57' E a distance of 2804 feet.

7. Proposed place of use Section 13, 23, 24, 25 and 26, T10N, R43E, MDM and  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
Sections 17, 18, 19, 20, 29 and 30, T10N, R44E, MDM.

8. Existing place of use Sections 13, 23, 24, 25 and 26, T10N, R43E, MDM and Sections  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.  
17, 18, 19, 20, 29 and 30, T10N, R44E, MDM.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drill well, install pump, motor and  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.  
construct pipeline to Place of Use.

12. Estimated cost of works \$100,000

13. Estimated time required to construct works Two Years

14. Estimated time required to complete the application of water to beneficial use... Ten Years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This well will be commingled with other permits as per the conditions of  
46270.

By s./Richard W. Arden, Agent  
950 Industrial Way  
Sparks, NV 89431

Compared.....jjk/se.....bc/bk

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 46270 is issued subject to the terms and conditions imposed in said Permit 46270 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 536; 1077, Certificate 267; 2908, Certificate 353; 3898, Certificate 2347; 12442, Certificate 3831; 12445, Certificate 3832; 12768, Certificate 3751; 14119, Certificate 4889; 26649, 26650, 26652, 26796, 44296, 44297, 44298, 44299, 44300, 44302, 44303, 46271, 46272, 50971, 51577 and 51578 shall not exceed 19,400 acre-feet annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.5 cubic feet per second, but not to exceed 3225.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before MAY 26, 1989

Proof of completion of work shall be filed before JUNE 26, 1989

Application of water to beneficial use shall be made on or before MAY 26, 1990

Proof of the application of water to beneficial use shall be filed on or before JUNE 26, 1990

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed AUG 25 1989

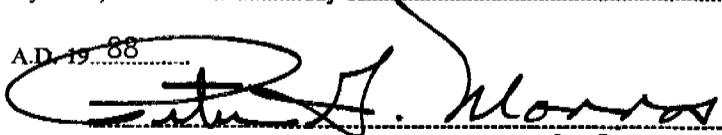
Proof of beneficial use filed JUL 25 1991

Cultural map filed.....

Certificate No. 13185 Issued DEC 3 1991

IN TESTIMONY WHEREOF, I, PETER G. MORROS,  
State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 19th day of APRIL,

A.D. 19 88  
  
State Engineer

PERMIT TERMS CONTINUED

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.